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LB 72, 73

the opposition would evaporate. Such a proposal was drafted as a committee amendment to LB 73. That is what I'm offering here. LB 72 has been sitting on Final Reading, waiting for this amendment to be worked out. And what it says, I know all of you can read it, but I want some of this to be in the record, and I may need additional time to build a legislative record in terms of what my meaning is by certain of the things in this bill. Law enforcement pers.... I'm reading from subsection (a), or subdivision (a) of subsection 4 of the amendment. Law enforcement personnel from the jurisdiction in which the death occurred shall immediately secure the scene, preserve all evidence and investigate the matters as in any other homicide. That is to get away from the preposterous idea that because this particular jurisdiction, where the killing occurred, to get away from the idea that they are to just withdraw entirely, allow evidence to be destroyed, allow the crime scene to be trampled, interfered with, obliterated and so forth, this language makes it clear that as they would do in any other homicide, secure the crime scene, preserve evidence, and initiate the investigation. This could include obtaining the names and addresses and phone numbers of witnesses and do the types of things that have to be done right there on the spot. They could continue to operate. Then I'm going to pick up reading from the amendment again. "The case shall be treated as an open, ongoing matter, until all evidence, reports and other relevant material which has been assembled are transferred to the special prosecutor, appointed pursuant to subdivision (b) of this subsection." Here is where we get into the activity of the multijurisdictional force. Subsection (b), "except as provided in subdivision 4(d)", not to confuse you, the exception goes to when it is not necessary to appoint a special prosecutor, but I'll get to that. "Except as provided in subdivision 4(d) of this section, as soon as practicable the court shall appoint a special prosecutor who has had at least five years experience in criminal litigation, including felony litigation". That would make it possible to have somebody who had done this work as a prosecutor or a defense attorney. The special...continuing with the reading, "The special prosecutor shall select a team of three peace officers, trained to investigate homicides, from jurisdictions outside the jurisdiction where the death occurred. The team shall examine all evidence concerning the cause of death,..."